



Response Under 37 C.F.R. §1.116  
Expedited Procedure  
Group Art Unit: 2875

PATENT  
ATTORNEY DOCKET NO.: 047991-5021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Tomoyoshi YAMASHITA, *et al.* )

Application No.: 10/547,332 )

Filed: September 1, 2005 )

For: OPTICAL DEFLECTOR ELEMENT AND )  
LIGHT SOURCE DEVICE )

Confirmation No.: 3147

Group Art Unit: 2875

Examiner: E. Dzierzynski

Mail Stop AF

**Mail Stop AF**

Commissioner for Patents  
Customer Window  
Alexandria, VA 22314

Sir:

**AMENDMENT TRANSMITTAL FORM**

1. Transmitted herewith is an Amendment in response to a Final Office Action dated August 29, 2007.
2. Additional papers enclosed:

- ☐ Drawings: ☐ Formal ☐ Informal (Correction)
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, \_\_\_\_\_ references included
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Others

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input checked="" type="checkbox"/> two months	\$ 460.00	\$ 230.00
<input type="checkbox"/> three months	\$ 1,050.00	\$ 525.00
<input type="checkbox"/> four months	\$ 1,640.00	\$ 820.00

Extension of time fee due with this request: \$ 460.00.

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for \_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	34	minus	20	0	14x \$50 each =	+ \$ 700.00
Independent Claims (37 C.F.R. §1.16(b))	1	minus	3	0	x \$200 each =	+ \$ 0.00
[ ] First presentation of Multiple dependent claim(s)				2	\$360.00	+ \$ 720.00
SUB-TOTAL =						\$ 0.00
Reduction by ½ for filing by a small entity						- \$ 0.00
TOTAL FEE =						\$ 1,420.00

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge **\$1,880.00** (additional claims fee, multiple dependent claims fee, and two-month extension fee) to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**By: Sumiyo Onda  
Reg. No. L 0289Dated: January 24, 2008

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U.S. Patent and Trademark Office  
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Alexandria, VA 22314

Sir:

**AMENDMENT UNDER 37 C.F.R. § 1.116**

In response to the Final Office Action dated August 29, 2007 (Paper No. 20070822), and pursuant to 37 C.F.R. §1.116, the period for response to which extends through January 29, 2008, with a petition for two-month extension and fee concurrently filed herewith, entry of the following amendments is respectfully requested to place the application in clear condition for allowance or, alternatively, in better form for appeal.

01/25/2008 JAD001 00000095 500310 10547332  
01 FC:1252 460.00 DA  
02 FC:1203 370.00 DA  
03 FC:1202 700.00 DA